

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office... FEB 22 1980
Returned to applicant for correction... JUN 19 1980
Corrected application filed... MAY 15 1980
Map filed... JUN 13 1980 under 40616

The applicant... Argus Resources, Inc.
c/o Chilton Engineering 421 Court, of... Elko, Nevada 89801
hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)... A Nevada Corporation since 1954

1. The source of the proposed appropriation is... Upper Emigrant Spring
Name of stream, lake or other source.

2. The amount of water applied for is... 1.0 cfs
One second-foot equals 448.83 gals. per min. second-foot

(a) If stored in reservoir give number of acre-feet... acre-feet

3. The water to be used for... Mining, Milling & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)...

(b) Stockwater (state number and kinds of animals to be watered)...

(c) Other use (describe fully under "No. 12. Remarks")...

(d) Power:

(1) Horsepower developed...

(2) Point of return of water to stream...

5. The water is to be diverted from its source at the following point: within the SE 1/4 SW 1/4 of Section 17 T19N R44E MDM. or at a point from which the SW corner of said Section 17 bears S 85°40'W 1960 feet.
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. Place of use... within the NW 1/4 SE 1/4, NE 1/4 SW 1/4 SE 1/4 NW 1/4 & SW 1/4 NE 1/4 of Section 18 T19N R44E MDM.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about... January 1 and end about... December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)... Drilled and cased well equipped with electric motor and pump with pipe line to place of use
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

- 9. Estimated cost of works.....\$45,000.....
- 10. Estimated time required to construct works..... 2 years.....
- 11. Estimated time required to complete the application to beneficial use..... 3 years.....
- 12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Estimated consumptive use: 7 day per week 24h per day 360 days
 per year, 300 gpm comminge from 40616-41365-41366-40419 &
 40418. Please send copies of all correspondence to Mr.

William Noack, Manhattan Consolidated Gold Mines, Inc. P.O.
 Box 56 Austin, Nevada 89310

Applicant Argus Resources, Inc.
 Pro. 9/8/80 by Howard W. and Barbara Wolf
 By s/ William A. Nisbet Agent
 421 Court Street
 Elko, Nevada 89801

Compared lp/vjw
 Pro. 8/15/80 by Joy Brandt

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ^{deny}~~grant~~ the same, subject to the following limitations and conditions:

Applications 40418, 40419, 40616, 41365 and 41366 are hereby
~~denied on the grounds that the applicant has not submitted the~~
~~data and information requested by the State Engineer's Office,~~
~~and that without this information the granting of the~~
~~applications would be detrimental to the public interest. No~~
~~finding is made on the merits of the protests.~~

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
 Completion of work filed.....
 Proof of beneficial use filed.....
 Cultural map filed.....
 Certificate No..... Issued.....

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 15th day of December

A.D. 19 95

R. Michael Turnipseed
 State Engineer